



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Emmanuel Delorme et al. Art Unit : 3743
Serial No. : 10/811,158 Examiner : Shumaya B. Ali
Filed : March 29, 2004
Title : AN IMPLANT FOR TREATING RECTOCELE AND A DEVICE FOR
PUTTING SAID IMPLANT INTO PLACE

Mail Stop AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TERMINAL DISCLAIMER UNDER 37 C.F.R. §§ 3.73(b) AND 1.321(b)

Pursuant to 37 C.F.R. § 3.73(b), MENTOR CORPORATION, a corporation, certifies that it is the Assignee of the entire right, title, and interest in the above-referenced application by virtue of:

☒ An Assignment from inventors Emmanuel Delorme and Georges Eglin to Mentor Corporation, recorded in the Patent and Trademark Office at Reel 017116, Frame 0874 on December 14, 2005.

☒ A chain of title from the inventors to Mentor Corporation as shown below:

1. From inventor Jean-Marc Beraud to Analytic Biosurgical Solutions – ABISS, recorded in the Patent and Trademark Office at Reel 015666, Frame 0642 on August 9, 2004.
2. From Analytic Biosurgical Solutions - ABISS to Mentor Corporation, recorded in the Patent and Trademark Office at Reel 017116, Frame 0900 on December 14, 2005.

Mentor Corporation also certifies that it is the Assignee of U.S. Application Serial No. 10/809,798.

The undersigned has reviewed all the documents in the chain of title of the above-referenced application, and to the best of undersigned's knowledge and belief, title is in Mentor Corporation. The undersigned is empowered to act on behalf of Mentor Corporation.

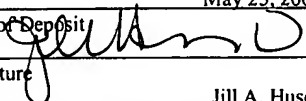
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CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Attorney's Docket No.: 09736-293001

Pursuant to 37 C.F.R. § 1.321(b), and to obviate a double patenting rejection, the Assignee identified above hereby waives and disclaims the terminal portion of the term of the entire patent to be granted upon the above-referenced application subsequent to the expiration date of U.S. application serial no.10/809,798, provided that any patent granted on the above-referenced application shall be enforceable only for and during such period that it is commonly owned with U.S. application serial no.10/809,798.

The Assignee identified above does not disclaim any terminal part of any patent granted on the above-referenced application prior to the expiration date of the full statutory term of any patent issuing from U.S. application serial no.10/809,798 in the event that a patent issuing from U.S. application serial no.10/809,798 later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321(a), has all claims cancelled by a reexamination certificate, or is otherwise terminated prior to expiration of its statutory term, except for the separation of legal title as stated above. Assignee herein does not disclaim or otherwise affect any part of U.S. application serial no.10/809,798.

This disclaimer runs with any patent granted on the above application and is binding upon the grantee, its successors or assigns.

A check for the required fee pursuant to 37 C.F.R. § 1.20(d) is enclosed. Please apply any other charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,

Date: May 25, 2006

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